**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**APPELLATE SIDE**

**CIVIL APPLICATION NO.451 OF 2004**
**IN**
**SECOND APPEAL ST.NO. 4300 OF 2004**

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| Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders. | Court's or Judge's orders. |
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**CORAM : ABHAY S.OKA, J.**

**DATED : 13th August, 2004.**

**P.C.:**

1. The learned Advocate for the Applicants states that the Respondents are served with private notice sent by him. The affidavit of service of notice on Respondent No.1 is already filed. Today he has tendered the affidavit of Applicant No.3 annexing thereto office copy of the notice issued by the Applicant for the Applicants to the Respondents Nos.2 to 10. In the affidavit it is stated that the notice is duly served on the Respondetns Nos.2 to 10. None appears for the Respondents.

2. Delay in filing the Second Appeal is only of 16 days. Sufficient cause is made out. Civil Application is made absolute in terms of prayer clause (a).

**Judge.**